

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED BY *AD* D.C.

05 SEP 15 PM 2: 52

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID FRANKLIN,

Defendant.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W.D. OF TENN. MEMPHIS

03-20395 BV
No. 02-20289MIV

ORDER DENYING AS MOOT DEFENDANT'S MOTION FOR NEW COUNSEL

This cause came on for a hearing on Thursday, September 15, 2005, on defendant's *pro se* motion to dismiss his present appointed counsel, Daniel Johnson, and for appointment of new counsel. At the hearing, the defendant announced to the court that his concerns voiced in his written motion and letter had been resolved and that he desired Mr. Johnson to remain as his court-appointed counsel.

Accordingly, defendant's motion for new counsel is denied as moot.

IT IS SO ORDERED this 15th day of September, 2005.

Diane K. Vesco

DIANE K. VESCOVO
UNITED STATES MAGISTRATE JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 86 in case 2:03-CR-20395 was distributed by fax, mail, or direct printing on September 16, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT